

DEB/SMA/dlm(wlm)

October 5, 2003

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PATENT APPLICATION

DOCKET NO. 1733.1003-010

OCT 22 2003

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Howard Bernstein, Yan Zhang, M. Amin Khan, and Mark A. Tracy

Application No.: 10/039,285 Group: 1615

Filed: January 3, 2002 Examiner: James M. Spear

Confirmation No.: 1211

For: Modulated Release From Biocompatible Polymers

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

10/8/03

Date

Wendy Morrissey

Signature

Wendy Morrissey

Typed or printed name of person signing certificate

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

[] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

| (COL. 1) | (COL. 2) | (COL. 3) |
|--|---------------------------------|---------------|
| CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA |
| TOTAL 17 | MINUS * 20 | 0 |
| INDEP 4 | MINUS ** 4 | 0 |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | |

* not fewer than 20
** not fewer than 3

| SMALL ENTITY | |
|--------------|------------|
| RATE | ADDIT. FEE |
| X \$9 | \$ |
| X \$43 | \$ |
| + \$145 | \$ |

TOTAL = \$ 0

| OTHER THAN SMALL ENTITY | |
|-------------------------|------------|
| RATE | ADDIT. FEE |
| X \$18 | \$ |
| X \$86 | \$ |
| + \$290 | \$ |

TOTAL = \$ 0

Please charge Deposit Account No. 08-0380 for the following fees:

| | | | |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [] month Extension of Time | \$ | _____ |
| <input type="checkbox"/> | Amendment Fee | \$ | _____ |
| <input type="checkbox"/> | Other Fees: | | |
| | _____ | \$ | _____ |
| | _____ | \$ | _____ |
| | TOTAL: | \$ | <u>0</u> |

A check is enclosed in payment of the following fees:

| | | | |
|-------------------------------------|--|----|------------|
| <input checked="" type="checkbox"/> | Petition for three month Extension of Time | \$ | <u>950</u> |
| <input type="checkbox"/> | Amendment Fee | \$ | _____ |
| <input type="checkbox"/> | Other Fees: | | |
| | _____ | \$ | _____ |
| | _____ | \$ | _____ |
| | TOTAL: | \$ | <u>950</u> |

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Dated: October 08, 2003